

Saguache County Board of Commissioners met in regular session Tuesday, February 1, 2011 with the following present:

Sam Pace, Chairman
Mike Spearman, Co-Vice Chair
Linda Joseph, Co-Vice Chair
Wendi Maez, Co-Administrator
Lyn Zimmer, Co-Administrator
Ben Gibbons, County Attorney
Melinda Myers, Clerk and Secretary to the Board

Meeting called to order by Chair Pace at 9:05 A.M.

Additions or Deletions to the Agenda.

1. Add discussion on the EA on the Baca Refuge at 11:00.
2. Add Executive session during Road and Bridge for personnel matters.

Spearman moved to approve the agenda as amended. Joseph seconded the motion. The vote was three Ayes.

Reading and approval of minutes of January 18, 2011.

Pace moved to approve the minutes of January 18, 2011 as amended. Joseph seconded motion. The vote was three Ayes.

Review of Mail and other correspondence:

1. **Colorado State University Extension** sent the 2011 Southern Rocky Mountain Agriculture Conference and Trade Fair on February 8-10 at the Ski Hi Park, in Monte Vista. (1/26/11)
2. **Rio Grande Water Conservation District** sent the January 2011 Ground Water Table Measurements. (1/18/11)
3. **State of Colorado Dept. of the Treasury** sent a letter in reference of the Forest Payment. Also included is a worksheet to assist counties if needed with the breakdown from the percentages that were elected and recorded to the Dept. of Local Affairs for Title I, II, III, and for the minimum of 25% for School Districts. (1/13/11)
4. **Sam Pace** sent an email from Linda Burnett in regards of Sample Letters for Workforce board nomination. (1/31/11)
5. **Gunnison County Metropolitan REC** sent the January 2011 Annual Report. (1/24/11)
6. **Upper Gunnison River Water Conservancy District** sent the Board of Directors Agenda Meeting on Monday, January 31, 2011 starting at 5:30p.m. (1/24/11)

7. **Rio Grande Watershed** sent a letter in regards to the Educational Funding. (1/24/11)
8. **US Department of Agriculture** sent a letter in contacting the BOCC with information on an upcoming agreement on how the Grand Mesa, Uncompahgre, & Gunnison (GMUG) national Forests will be handling compliance with National Historic Preservation Act. (1/26/11)
9. **William & Julie Folk** emailed a letter in regards to use the Title III funds per Saguache County Commissioners Preliminary Agenda Tuesday, February 1, 2011. (1/31/11)
10. **SLV Renewable Communities Alliance** sent a letter with questions & concerns regarding the 1041 regulation process, in relation to the Tessera Solar Final Application. (1/31/11)
11. **Ceal Smith** sent an email yesterday in regards to Process Concerns & questions on the 1041. (1/31/11)

Introduction of Guests: Matie Bell Lakish – Crestone Eagle; June Savage; Chuck Tidd; Ceal Smith; May Inquist; Rick Baerdas; Toews- Power Zone;

Commissioners Reports:

Sam Pace reported:

- Jan 20 & 21 - Attended CCI steering committee meetings in Denver.
- Jan 25 - Attended the tour of the Cheers and Public Health/Human Services facilities in Center.
- Jan 26 - Talked with Matt Jones about his opinion on whether he thought Tessera could meet state noise rules. He did not feel from what he has seen that they could do this at the 100 megawatt level. He thought it likely that perhaps the 27 megawatt size could do it.
- Jan 31 - Attended SLV Commissioners meeting and had calls on workforce board appointment and Baca refuge EA.
- Received a call from Wyling asking for information the height and lighting on the cell phone tower.

Linda Joseph reported:

- Jan 25 - Attended the tour of the Cheers and Public Health/Human Services facilities in Center.
- Jan 27 - Attended the Northern SLV Roundtable, hosted at Joyful Journey conference room. Their first Educational Event will be Feb 8, 6:30 at the Moffat School Cafeteria on the Closed Basin Project. The presenter will be Ken Beck, Manager of the Alamosa Field Division of the Upper Colorado Region of the Bureau of Reclamation. He will describe the history and operations of the Closed Basin Project. The Bureau manages the Project. There will be plenty of time for questions. Refreshments will be served.
- Jan 31 - Attended the SLV County Commissioners Assoc. meeting in Alamosa, including time with Rep. Scott Tipton.

Mike Spearman reported:

Jan 22 - Spoke with Gail Schwartz on the bill she intends to introduce a bill for the Rio Grande Water Conservation District.

Jan 25 – Attended a meeting with Ed Vigil and Senator Schwartz to iron out a compromise for the water legislation.

Jan 24 Attended DRG meeting in Alamosa. The Valley Power Authority received bids for the Feasibility Study, but none of the bids fully addressed the scope of work.

Jan 31 – Attended All Hazard Meeting in Alamosa.

- Jan 31 - Attended the SLV County Commissioners Assoc. meeting in Alamosa, including time with Rep. Scott Tipton.

Wendi Maez & Lyn Zimmer – Co-administrator report:

Spearman to approve the contract with Wall, Smith, Bateman & Associates for the 2010 Audit. Joseph seconded the motion. The vote was three Ayes.

- 1) Agreement with Wall, Smith, Bateman & Associates for 2010 audit needs approval and signed.

Spearman to approve the transfer of the deed for the Library to the Town of Saguache. Joseph seconded the motion. The vote was three Ayes.

- 2) Library district would like the county to continue maintenance on the Saguache Library until June 2011. Zimmer responded to Penny Bruce that would have to be approved by the board. Pete Garcia has been out due to a worker comp issue and will not return for another 2 weeks. Currently we have someone helping out with cleaning, but we only have James for maintenance and he and the cleaners are being kept very busy with all of the buildings.
Board approved
- 3) Payroll authorization for department heads needs approved and signed for the month of January 2011.

Pace moved to approve the IGA with Gunnison Watershed Weed Committee. Joseph seconded the motion. The vote was three Ayes.

- 4) Intergovernmental Agreement with and for the Gunnison Watershed Weed Committee needs approved.
- 5) Contract for Upper Rio Grande Animal Society Shelter for calendar year 2011 needs some corrections, Attorney Gibbons will draft up the changes.
- 6) \$24,000 was transferred into the Self Insured bank account for claims paid in January 2011. This account will have to remain open for at least 1 year, April Quintana and Zimmer are watching the payments made and will continue to update the board as claims are paid out. As you may recall, this was explained to the insurance committee as well as BOCC at the time insurance changes were being discussed.
- 7) Dario Archuleta will be in on the first meeting in March to give a weed control update during Andrew Archuleta FS/BLM time.

Break

Wendi Maez - Land Use report:

Spearman moved to approve the Subdivision Exemption for Ford Farm, Inc., Filing number 2. Joseph seconded the motion. The vote was three Ayes.

1. Ford Farm, Inc. – Subdivision Exemption request – S1/2 24-41N-8E

This request is to subdivide the corner of the sprinkler corner for residential use. There is an existing residence on this property. To subdivide 2 tracts of land containing 238.543 into 4 tracts, containing 153.032, 74.296 and 11.215 acres, plus the County Road access tracts.

- a. Road Access – existing Co. Rd. C
- b. Electricity – SLVREC
- c. Telephone – CenturyTel
- d. Water – supplied by water wells that are being registered, applicant will supply copies at the meeting.
- e. Sewage – installed prior to 1976 – no permit on file.
- f. Present and proposed use of land – farmland and residential

The Saguache County Planning Commission recommended this request with a unanimous vote during their regular meeting on January 27, 2011.

Spearman moved to approve the Subdivision Exemption for Ford Farm, Inc., Filing number 1. Joseph seconded the motion. The vote was three Ayes.

2. Farm Ford, Inc. – Subdivision Exemption request – NE1/4 14-41N-8E. To subdivide a tract of land containing 160.051 acres into 3 tracts to contain 151.623, 8.428 acres plus the Co. Rd. access tracts.

- a. Road Access – Co. Rd. E
- b. Electricity – SLVREC
- c. Telephone – CenturyTel
- d. Water - supplied by water wells that are being registered, applicant will supply copies at the meeting.
- g. Sewage – installed prior to 1976 – no permit on file.
- e. Present and proposed use of land – farmland and residential

The Saguache County Planning Commission recommended this request with a unanimous vote during their regular meeting on January 27, 2011.

Joseph moved to approve the Modification Conditional Use permit for Don and Donna Toews on NE1/4NE1/4 13-41-7 – Power Zone Equipment located on Hwy 285 and Co. Rd. E. Spearman seconded the motion. The vote was three Ayes.

- Don E. and Donna M. Toews – Modification Conditional Use permit for NE1/4NE1/4 13-41-7 – Power Zone Equipment located on Hwy 285 and Co. Rd. E. This request is to add an additional structure 25’X90’ attached to the existing structures that will add 4 mechanic bays to dis-assemble and assemble of pumps and engines.
 - a. Road Access – Co. Rd. E
 - b. Electricity – SLVREC
 - c. Telephone – CenturyTel
 - d. Water –existing well permit - #228565
 - e. Sewage – existing permit - #1239

Maez will scan and email the application and sketch plans to each of you.

3. Board signed Dragon Mountain/Crestone End of Life Project resolution.
4. Board signed the Planning Commission certificates and letters.

Pace moved to approve the Escrow agreement with SolarReserve. Spearman seconded the motion. The vote was three Ayes.

5. Maez received the escrow agreement from SolarReserve, Attorney Gibbons reviewed it and the Board approved and signed it.
6. Attorney Gibbons spoke with Howard Taylor from Tessera. Pace received an email from Randy Etheridge asking for total amount owed for expenses to bring the Escrow to zero. The email also discussed the possibility of changing the technology to be used at the site. The consensus of the Board, Gibbons and Maez is that a new application would need to be submitted. The date for the continuance of the Public Hearing in Center has been set for March 10, 2011 at 3:00. Attorney Gibbons will send a letter to Tessera.

Ben Gibbons - County Attorney Report:

- Spoke with the Attorney for the Library District on transition issues.
- Received a call and email from Adam Greene of SolarReserve, proposing a development agreement to address the 1041 process, like dust control, designated haul routes and such.

Lexam Drilling –

Matie Belle Lakish presented a comment letter in opposition to the Lexam drilling in the Baca Wildlife Refuge and asking for further study.

Bob read a comment letter to the Board.

Adjourned for Lunch at 12:00 P. M.

Resumed meeting at 1:02 P. M.

Randal Arredondo – Supervisor Road & Bridge and Landfill Report:

Joseph moved to enter into Executive Session at 1:13 P. M. Sec. 24-6-402 (4)(f)(I), C.R.S. for Personnel matters related to Road and Bridge. Spearman seconded the motion. The vote was three Ayes.

Joseph moved to return to regular session at 1:34 P. M. Spearman seconded the motion. The vote was three Ayes.

Fuel Bids did not come in as expected and there was a misunderstanding with Jones Oil. The Monte Vista Coop was willing to lock down prices. \$2.78 gas, \$3.159/gal for diesel. The County needs to investigate building the storage capacity for fuels to cover any emergency

Spearman moved to convene as the Board of Health. Spearman seconded the motion. The vote was three Ayes.

Della Vieira – Director of Public Health

1. Present Surgeon General's "Report of the Health Effects of Tobacco" that was received in January and directed to BOH.

Pace moved to approve the contract for public Health Services to support TANF Goals of Family Health & Wellbeing. Joseph seconded the motion. The vote was three Ayes.

Presented 2011 contract between DSS & PH for TANF support services. Introduced Mikaila Holt and new home visitation program.

3. Food Bank.

Monthly manager's report and financial report submitted for consideration.

4. VWHS contract for Dental Clinic rent.

An increase of 50% is proposed. Research with Center Clerk's office shows that VWHS pays utilities for Dental Clinic apart from the bill that PH pays for PH portion and DSS office.

5. Emergency Preparedness.

Tabletop exercise set for Wednesday, April 13, 9:00-1:00. PH will attempt to secure the Methodist Church as the venue. Purpose of the exercise is to provide participants with an opportunity to evaluate current response concepts, plans, and capabilities for providing mass care in response to a disaster where traditional electrical power is unavailable. The objectives are:

a. Mass care and alternate care facility site: determine strengths & weaknesses. Determine probability of initiating and ACF in the jurisdiction.

b. Resource coordination: determine strengths & weaknesses in current response plans.

c. Public information: discuss options to provide timely and accurate information to the public during disaster operations.

There will be an “Incident notification,” and “Initial response,” and an “Ongoing operations” phase to the tabletop. Key participants will be: PH, county government & admin, maintenance; EMS, hospital(s), oxygen providers, clinics (Saguache & VWHS), OEM, Regional EPR, public utilities services.

6. Environmental Health.

a. Concerns brought to Public Health attention in the last month include-household mold.

7. End of year financial report not yet available; when Treasurer’s office & Admin close out 2010, this will be presented for consideration. Beginning in March, a monthly profits & losses report will be presented, broken down by program.

8. Scheduling of quarterly BOH sessions for 2011:

a. March 1

b. June 7

c. Sept 6

d. Dec 6

Mikaila Holt – Nurse Home Visitor program for Moms and Babies:
Patient education program to help mothers with infant care and health.

Joseph moved to adjourn the Board of Health and return to regular meeting at 2:08. Spearman seconded the motion. The vote was three Ayes.
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USFS/USPS – Dan Dallas, Art Hutchinson, Matt Anderson, and Camino Chamisa access road through the Great Sand Dunes National Park and Preserve, has been under study for the several years and the costs have come in far beyond projections. The only financial option seems to be the Liberty Gate road. The Park Service can be opening the Liberty Gate access soon to provide access. The average use of the North Entrance is 2 -3 vehicles per week. The Public Lands Agencies have the funds available to build the road and parking lot on the Liberty Road now but the money will go away and nothing will get built. The Baca Grande Board will discuss the issue and other options will be explored and meet with the Board at the first meeting in March.

Break

Daniel Johnson, Firewise Title III Funding request postponed.

Bill Paying

Pace moved to adjourn at 4:00 P.M. Spearman seconded the motion. The vote was three Ayes.
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Respectfully Submitted,

Melinda Myers Secretary to the Board of County Commissioners

Minutes Approved February 1, 2011

Chairman of the Board

Attest

Commissioner

Commissioner